



**Monarch Insurance Company Limited v Naibai (Civil Appeal
E408 of 2025) [2026] KEHC 452 (KLR) (Civ) (26 January 2026) (Ruling)**

Neutral citation: [2026] KEHC 452 (KLR)

**REPUBLIC OF KENYA
IN THE HIGH COURT AT NAIROBI (MILIMANI LAW COURTS)**

**CIVIL
CIVIL APPEAL E408 OF 2025**

**LP KASSAN, J
JANUARY 26, 2026**

BETWEEN

MONARCH INSURANCE COMPANY LIMITED APPLICANT

AND

JOAN NATALIA NAIBAI RESPONDENT

RULING

1. The application dated the 25th day of April seeks to release the decretal amount deposited to Court to the Applicant account. The main reason is that the deposit was done outside limitation. In an earlier ruling in this matter, this Court allowed the Appellant to appeal out of time and if this Court was to release the decretal amount deposited to the Court to the Applicant's account, that appeal would be rendered nugatory. It is safe if these monies remain in its custody during the pendency of this Appeal.
2. That being the case the Application is dismissed and since the respondent failed to deposit the decretal amount within the time limit, it is condemned to pay costs.

DATED, DELIVERED VIRTUALLY AND SIGNED ON THIS 26TH DAY OF JANUARY 2026.

HON L P KASSAN

JUDGE

In the presence of;

Kavogali for Applicant

Kipngeno holding brief Mandela for Respondent

Carol – Court Assistant

Order



Mention Before Deputy Registrar On 9/6/2026.

